

## Minutes Tempe Police Public Safety Personnel Retirement System Board Meeting July 5, 2018

Minutes of the Tempe Police Public Safety Personnel Retirement System (PSPRS) Board meeting, held on Thursday, July 5, 2018, 2:00 p.m., Tempe City Hall, third floor conference room, 31 E. 5th Street, Tempe, Arizona.

**Board Members Present:**

Rob Ferraro (via telephone)  
Alex Moreno  
Bill Munch

**Board Members Absent:**

Steven Methvin  
Bill Goodman

**City Staff Present:**

Renie Broderick, Internal Services Director  
Wendy Messina, HR Analyst  
Chris Hansen, Risk Manager  
Susan Buck, Executive Assistant

**Legal Counsel Present:**

David Niederdeppe

*Acting Chair Alex Moreno called the meeting to order at 2:09 p.m.*

**ITEM I – Boardmember Appointments:**

Acting Chair Alex Moreno noted the following board member appointments/reappointments:

- Bill Munch (Merit System Board Chair) – appointed to term expiring May 31, 2021

Local Board Secretary Renie Broderick stated that Boardmember Munch is taking over the term vacated by James Foley.

**ITEM II - Consideration of Meeting Minutes:**

Acting Chair Alex Moreno requested a motion regarding the following meeting minutes:

- June 7, 2018 Board Meeting Minutes
- June 7, 2018 Executive Session Minutes

Boardmember Bill Munch recused himself from voting on the meeting minutes as he was not present at the subject meetings. Action on the minutes was tabled until the August 2, 2018 meeting to allow for a voting quorum.

**ITEM III – Public Appearances:**

J.P. Jandreau, son of James Jandreau, requested to address the Board regarding Agenda Item VI, *the Hearing on the Application for Accidental Disability Benefits of James Jandreau*. Mr. (J.P.) Jandreau read a statement, noting that his father worked for Tempe PD for 18 years, passing all of his physical exams without issue. Mr. Jandreau described the on-the-job injuries sustained by his father on October 17, 2009 and provided details about his physical condition prior to the injury. Mr. Jandreau noted that his father subsequently returned to work full-duty for 7 years even though the effects of the injury continued to bother him, until the pain and instability caused by the 2009 injury required him to undergo a total knee replacement. This surgery resulted in his father being permanently restricted from being able to fully perform his job duties. Mr. Jandreau requested that the Board take this information into consideration when making their determination on his father's application.

**ITEM IV – Motion to Adjourn to Executive Session:**

Motion by Rob Ferraro to adjourn to Executive Session; second by Alex Moreno. Motion passed on a voice vote 3-0. The Board adjourned to Executive Session at 2:14 p.m. The meeting reconvened at 2:33 p.m.

**ITEM V – Retirement Applications:**

Motion by Rob Ferraro to approve the following retirement applications:

- Burke Mattlin – Normal Retirement; retirement date July 24, 2018
- Shelli Miller – Retirement from the Deferred Retirement Option Plan (DROP) Program; retirement date August 21, 2018

Second by Bill Munch; motion passed on a voice vote 3-0.

**ITEM VI – Hearing on Application for Accidental Disability Benefits – James Jandreau:**

Acting Chair Moreno stated the initial hearing for this item was held on June 7, 2018 and the Board is now in receipt of the Independent Medical Exam (IME) report from the medical board.

Boardmember Rob Ferraro noted concerns with the IME report, stating there appears to be conflicting information with the way the doctor answered questions on the Accidental Disability Questionnaire Form P5-LB-A and with statements made in the doctor's IME report regarding the definition of *total* disability and a misunderstanding of the core job functions of a police officer. Acting Chair Moreno concurred, noting that clarification should be provided to the doctor regarding the core job functions required of a police officer and clarification should be requested from the doctor regarding his assessment of Mr. Jandreau to perform those functions.

Boardmember Ferraro stated there also appears to be some confusion in the IME report regarding whether the disabling condition is more likely a result of the on-the-job injury or not. The Board generally discussed the timeframe for obtaining clarification from the doctor and what the options would be if the doctor refused to provide clarification.

Motion by Rob Ferraro to continue this item pending clarification with the IME doctor of 1) total disability and core job functions; and 2) a percentage number or probability pertaining to whether the cause of the disabling condition was an on-the-job injury; and authorizing staff to proceed with obtaining a second IME if the current IME doctor refuses to respond; second by Bill Munch. Motion passed on a voice vote 3-0.

Local Board Secretary Renie Broderick stated that at the June 7, 2018 meeting, staff was asked to clarify discrepancies regarding the dates of some of Mr. Jandreau's previous surgeries. Mr. James Jandreau addressed the Board, stating that the 2002 PSPRS Local Board meeting minutes from his original hire correctly list his previous surgery dates.

**ITEM VII – PSPRS Updates:**

Local Board Secretary Renie Broderick noted the following updates from PSRPS were forwarded to the Board:

- June 18, 2018 Training Schedule 2018
- May 31, 2018 Board Lowers Assumed Earnings Rate

There was no further discussion on this item.

**ITEM VIII - Future Meeting Date – August 2, 2018:**

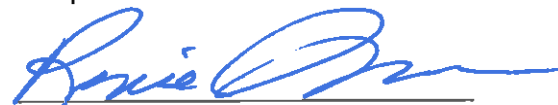
Boardmembers Munch and Moreno indicated their ability to attend; Boardmember Ferraro stated that he will be able to attend, although it may be via telephone.

**ITEM IX –Future Agenda Items:**

There were no future agenda items.

**Adjournment**

Motion to adjourn by Bill Munch; second by Rob Ferraro. Motion passed on a voice vote 3-0. The meeting adjourned at 2:46 p.m.



Renie Broderick  
Local Board Secretary